

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims

1-2. (Cancelled)

3. (New) A radio communication method of a base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access with a plurality of mobile stations and providing multi-rate transmission, the radio communication method comprising:

transmitting timing information by message to the one of the plurality of mobile stations,

switching at the base station a transmission code from a first code to a second code in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations, said one of the plurality of mobile stations switching the first code to the second code based on the transmitted timing information, wherein

the timing information includes an integer representing a frame at which the first code is switched to the second code, and the timing information is used for switching the first code to the second code at the one of the plurality of mobile stations.

4. (New) A radio communication method of a base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access with a plurality of mobile stations and providing multi-rate transmission, the radio communication method comprising:

transmitting timing information by message to the one of the plurality of mobile

stations,

switching at the base station a transmission code from a first code to a second code in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations, said one of the plurality of mobile stations switching the first code to the second code based on the transmitted timing information, wherein

the timing information regards timing of switching the first code to the second code, and the timing information is used for switching the first code to the second code at the one of the plurality of mobile stations.

5. (New) A base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access with a plurality of mobile stations and providing multi-rate transmission, the base station comprising a timing information sending unit configured to transmit timing information by message to the one of the plurality of mobile stations;

a switching unit configured to switch a transmission code from a first code to a second code at the base station in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations, said one of the plurality of mobile stations switching the first code to the second code based on the transmitted timing information, wherein

the timing information includes an integer representing a frame at which the first code is switched to the second code, and the timing information is used for switching the first code to the second code at the one of the plurality of mobile stations.

6. (New) A base station used for a radio communication system employing CDMA (Code Division Multiple Access) for radio access with a plurality of mobile stations and

PRELIMINARY AMENDMENT

providing multi-rate transmission, the base station comprising

 a timing information sending unit configured to transmit timing information by message to the one of the plurality of mobile stations;

 a switching unit configured to switch a transmission code at the base station from a first code to a second code in synchronization with a switching of the first code to the second code at the one of the plurality of mobile stations, said one of the plurality of mobile stations switching the first code to the second code based on the transmitted timing information,

wherein

 the timing information regards timing of switching the first code to the second code, and the timing information is used for switching the first code to the second code at the one of the plurality of mobile stations.